

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RESPONSE UNDER RULE 116
EXPEDITED HANDLING PROCEDURES

In re Patent Application of

Atty Dkt. 3584-6

C# M#

WIRTH

TC/A.U.

3622

Serial No. 09/987,438

Examiner: Janvier, Jean D.

Filed: November 14, 2001

Date: January 31, 2006

Title: METHOD AND SYSTEM FOR USING DIRECT MAIL TO PERSUADE
CUSTOMERS TO ACCESS AND PLACE ORDERS ON AN E-COMMERCE
WEBSITE

Corres. and Mail
BOX AF

Mail Stop AF

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Fees are attached as calculated below:

Total effective claims after amendment	52	minus highest number			
previously paid for	52	(at least 20) =	0	x \$50.00	\$0.00 (1202)/\$0.00 (2202) \$ 0.00

Independent claims after amendment	3	minus highest number			
previously paid for	3	(at least 3) =	0	x \$200.00	\$0.00 (1201)/\$0.00 (2201) \$ 0.00

If proper multiple dependent claims now added for first time, (ignore improper); add
\$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s)
One Month Extension \$120.00 (1251)/\$60.00 (2251)
Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)
Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add \$130.00 (1814)/\$65.00 (2814) \$

☒ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee \$180.00 (1806) \$

Assignment Recording Fee \$40.00 (8021) \$

Other: \$

TOTAL FEE ENCLOSED \$ 0.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Robert A. Molan, Reg. No. 29,834

Signature: Robert A. Molan



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WIRTH

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For: METHOD AND SYSTEM FOR USING DIRECT MAIL
TO PERSUADE CUSTOMERS TO ACCESS
AND PLACE ORDERS ON AN E-COMMERCE WEBSITE

* * * * *

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 31, 2006

Sir:

RESPONSE TO FINAL REJECTION

Reconsideration of this application is respectfully requested.

Claims 1 – 52 are pending in the application. Upon entry of this Response, no claims will be amended, such that the claims will stand, as amended, by the Amendment filed February 23, 2005 in response to the first Office Action dated September 28, 2004.

In the Final Office Action of October 31, 2005, the Examiner rescinded his withdrawal from further consideration claims 1 – 52, as amended in the February 23, 2005 Amendment, "based on a constructive election by original presentation." The Examiner is thanked for doing so and examining amended claims 1 – 52 in this application.

In the Final Office Action, the Examiner rejected amended claims 1 – 52 under 35 U.S.C. §103(a) as being unpatentable over *Shane* (U.S. Patent No. 5,793,972) in view of